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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 DAVID JOHN BERG,

12 Plaintiff,

No. 2:09-cv-1492 MCE KJN P

13 vs.

14 KAZALEC, et al.,

15 Defendants.

ORDER

16 \_\_\_\_\_/  
17 Plaintiff is a California state prisoner proceeding without counsel, in a civil rights  
18 action under 42 U.S.C. § 1983. Frank Noey has been selected from the court's pro bono attorney  
19 panel to represent plaintiff and he has accepted the appointment.

20 Accordingly, IT IS HEREBY ORDERED that:

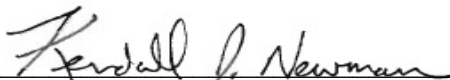
21 1. Frank Noey is appointed as counsel in the above entitled matter. Mr. Noey has  
22 mailed plaintiff an engagement letter; the appointment shall be contingent on plaintiff executing  
23 the engagement letter and returning it to Mr. Noey.

24 2. Appointed counsel shall notify Sujean Park at (916) 930-4278, or via email at  
25 spark@caed.uscourts.gov if he has any questions related to the appointment.

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3. The Clerk of the Court is directed to serve a copy of this order upon Frank Noey, Downey Brand, 621 Capitol Mall, 18<sup>th</sup> Floor, Sacramento, California 95814.

DATED: May 2, 2011

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

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